

I hereby certify that this correspondence is being deposited with  
the United States Postal Service as first class mail in an envelope  
addressed to: Assistant Commissioner for Patents, Washington,  
D.C. 20231 on April 12, 2002

Kelly L. McDow-Dunham 43,787  
Attorney for Applicant(s) Registration No.  
*Kelly L. McDow-Dunham*  
Signature of Attorney or Agent

P&amp;G Case 8473M

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :

Bryn (NMN) Hird et al. :

Serial No. 10/083,218 :

Filed 02/26/2002 :

For: The Use of Non-Digestive Polymeric Foams to Sequester Ingested Materials Thereby  
Inhibiting Their Absorption by the Body

RESPONSE TO NOTICE TO FILE MISSING PARTS

Assistant Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

Attached is a supplemental declaration filed pursuant to 37 CFR 1.67(a). In a "Notice to File Missing Parts of Application - Filing Date Granted" mailed by the Patent and Trademark Office (PTO) on April 12, 2002, the PTO notified Applicants' attorney that the original declaration filed with the above-identified application was missing the signature of Bryn (NMN) Hird. The attached supplemental declaration corrects this deficiency. A copy of the Notice to File Missing Parts is also attached.

The Commissioner is hereby authorized to charge payment of the \$130.00 surcharge set forth in 37 CFR 1.16(e) to Deposit Account No. 16-2480. The Commissioner is also hereby authorized to charge payment of any patent application processing fees under 37 CFR Sections 1.16 and 1.17 associated with this communication or credit any over-payment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.

The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

Respectfully submitted,

By *Kelly L. McDow-Dunham*

Kelly L. McDow-Dunham  
Attorney (or Agent) for Applicant(s)  
Registration No. 43,787  
(513) 622-0159

April 12, 2002  
Mason, Ohio  
Customer No.: 27752



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/083,218	02/26/2002	Bryn Hird	8473M

CONFIRMATION NO. 8600

## FORMALITIES LETTER



\*0C000000007709108\*

27752

THE PROCTER & GAMBLE COMPANY  
PATENT DIVISION  
IVORYDALE TECHNICAL CENTER - BOX 474  
5299 SPRING GROVE AVENUE  
CINCINNATI, OH 45217

Date Mailed: 03/25/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The signature of the following inventor(s) is missing from the oath or declaration:  
*Bryn Hird*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

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*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Approved for use through 10/31/2002 FMB 0651-0032  
 Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

## FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

### Complete if Known

Application Number	10433,218
Confirmation Number	
Filing Date	February 16, 2002
First Named Inventor	Bryan (NMN) Hird
Examiner Name	
Group/Art Unit	
Attorney Docket No.	8374M

TOTAL AMOUNT OF PAYMENT (\$130.00)

### METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 16-2480

Deposit Account Name The Procter & Gamble Company

- ☒ Charge Any Additional Fee Required Under status: 37 C.F.R. §§1.16 and 1.17

### FEE CALCULATION

#### 1. BASIC FILING FEE - Large Entity

Code (\$)	Fee Description	Fee Paid
101 740	Utility filing fee	<input type="checkbox"/>
106 330	Design filing fee	<input type="checkbox"/>
108 740	Reissue filing fee	<input type="checkbox"/>
114 160	Provisional filing fee	<input type="checkbox"/>

SUBTOTAL (1) (\$0)

#### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE - Large Entity

Total Claims	Extra Claims	Fee from Backlog	Fee Paid
<input type="checkbox"/> - 20** =	<input type="checkbox"/> x	<input type="checkbox"/>	= <input type="checkbox"/>

Independent Claims ☐ - 3\*\* = ☐ x ☐ =☐

Multiple Dependent ☐ =☐

\*\* or number previously paid, if greater: For Reissues, see below

Code (\$)	Fee Description
103 18	Claims in excess of 20
102 84	Independent claims in excess of 3
104 280	Multiple dependent claim, if not paid
109 84	**Reissue independent claims over original patent
110 18	**Reissue claims in excess of 20 & over original patent

SUBTOTAL (2) (\$0)

### FEE CALCULATION (continued)

#### 3. ADDITIONAL FEES

Code (\$)	Fee Description	Fee Paid
105 130	Surcharge-late filing fee or oath	<input checked="" type="checkbox"/>
127 50	Surcharge-late provisional filing fee or cover sheet	<input type="checkbox"/>
139 130	Non-English specification	<input type="checkbox"/>
147 2,520	For filing a request for <i>ex parte</i> reexamination	<input type="checkbox"/>
112 920*	Requesting publication of SIR prior to Examiner's action	<input type="checkbox"/>
113 1,840*	Requesting publication of SIR after Examiner's action	<input type="checkbox"/>
115 110	Extension for reply within 1 <sup>st</sup> month	<input type="checkbox"/>
116 400	Extension for reply within 2 <sup>nd</sup> month	<input type="checkbox"/>
117 920	Extension for reply within 3 <sup>rd</sup> month	<input type="checkbox"/>
118 1,440	Extension for reply within 4 <sup>th</sup> month	<input type="checkbox"/>
128 1,960	Extension for reply within 5 <sup>th</sup> month	<input type="checkbox"/>
119 320	Notice of Appeal	<input type="checkbox"/>
120 320	Filing a brief in support of an appeal	<input type="checkbox"/>
121 280	Request for oral hearing	<input type="checkbox"/>
138 1,510	Petition to institute a public use proceeding	<input type="checkbox"/>
140 110	Petition to revive - unavoidable	<input type="checkbox"/>
141 1,280	Petition to revive - unintentional	<input type="checkbox"/>
142 1,280	Utility issue fee (or reissue)	<input type="checkbox"/>
143 460	Design issue fee	<input type="checkbox"/>
122 130	Petitions to the Commissioner	<input type="checkbox"/>
123 50	Petitions related to provisional applications (37 C.F.R. 1.17(q))	<input type="checkbox"/>
126 180	Submission of Information Disclosure Statement	<input type="checkbox"/>
146 740	Filing a submission after final rejection (37 CFR § 1.129(a))	<input type="checkbox"/>
149 740	For each additional invention to be examined (37 CFR § 1.129(b))	<input type="checkbox"/>
179 740	Request for Continued Examination (RCE)	<input type="checkbox"/>
169 900	Request for expedited examination of a design application	<input type="checkbox"/>
091 1,280	Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c)	<input type="checkbox"/>

Other fee (specify) \_\_\_\_\_ ☐

Other fee (specify) \_\_\_\_\_ ☐

\* Reduced by Basic Filing Fee Paid SUBTOTAL(3) (\$130.00)

#### SUBMITTED BY

Name (Print/Type)	Kelly L. McDow-Dunham	Registration No. (Attorney/Agent)	43,787	Complete (if applicable)	Telephone	(513) 622-0159
Signature	<i>Kelly L. McDow-Dunham</i>			Date	April 12, 2002	

WARNING: Information on this form may become public. Credit Card information, should be included on the form. Provide credit card information and information on PTO-300. Barren Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the manner of done you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, D.C. 20231.

(Revised for P&G use 12/7/01)

Received from <513 622 3300> at 9/19/02 4:44:34 PM [Eastern Daylight Time]

RECEIVED:

Response to Notice to File Missing Parts: 1 pg/ 2 copies  
Fee Transmittal: 1 pg/ 2 copies  
Copy of Notice to File Missing Parts of Non Provisional  
Application: 1 pg/ 1 copy  
Signed Declaration: 2 pgs/ 1 copy  
Return Postcard: 1  
Mailed: 4/12/02

Inventors: Hird et al.

Filed: 2/26/02

Serial#: 10/033-218



083218

KLM:lrs (HCRC)

Case 8473M

SEP 19 2002 16:51

Received from <513 622 3300> at 9/19/02 4:44:34 PM [Eastern Daylight Time]

SEP 19 2002 16:51